



Office of the Attorney General  
State of Texas

July 5, 1993

DAN MORALES  
ATTORNEY GENERAL

Ms. Tanya Cooper  
Assistant City Attorney  
City of Denton  
Municipal Building  
Denton, Texas 76201

OR93-415

Dear Ms. Cooper:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 20759.

The City of Denton (the "city") has received a request from the Texas Department of Protective and Regulatory Services for the address and telephone number of a former city employee. You claim that section 3(a)(17) of the Open Records Act excepts the requested information from required public disclosure.

Section 3(a)(17)(A) of the Open Records Act excepts from required public disclosure "the home addresses or home telephone numbers of each official or employee or each former official or employee of a governmental body except as otherwise provided by Section 3A of this Act." Section 3A(a) provides that section 3(a)(17) may be applied only when an employee indicates in writing that he does not want his home address and telephone number disclosed. You advise us that pursuant to section 3A(a) the former employee at issue here has indicated in writing that he does not want his home address and telephone number disclosed. Section 3(a)(17), however, only prohibits release of the home address and telephone numbers of employees or former employees to the *public*. See Open Records Decision No. 516 (1989) (copy enclosed). Section 3(a)(17) does not prohibit inter-governmental transfer of such information. Accordingly, we conclude that the requested information must be made available to the requestor.

Because case law and prior published open records decisions resolve your request, we are resolving this matter with this informal letter ruling rather than with a published open records decision. If you have questions about this ruling, please contact this office.

Yours very truly,



Loretta R. DeHay  
Assistant Attorney General  
Opinion Committee

LRD/GCK/jmn

Enclosures: Open Records Decision No. 516 (1989)

Ref.: ID# 20759

cc: Ms. Beverly Nelson, CSW  
Child Protective Specialist IV  
Texas Department of Protective  
and Regulatory Services  
110 West Houston, 3rd Floor  
Sherman, Texas 75090  
(w/o enclosures)